

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF PROTEST

T# 71607

This form may be used to file a protest with the department under sections 42-108B, 42-203A, 42-203C, 42-211, 42-222 and 42-224, Idaho Code. The department will also accept a timely protest not completed on this form if it contains the same information.

1. Matter being protested Transfer # 37-20613 4 Bros Dairy, Shoshone, ID.
2. Name of protestant Russell "Tony" and Pamela Pinterke
3. Protestant's Representative for service (If different than protestant)

4. Service mailing address 745 N 550 W - Shoshone, ID 83352
5. Service telephone no. (208) 886-2852
6. Basis of protest (including statement of facts and law upon which the protest is based)
Facts: Domestic wells in the immediate vicinity of 4 Bros. Dairy have already experienced lowered water tables in the past several years to the extent that a number of them have gone dry & required redrilling at the expense of many home/farm and ranch owners.
Basis of Protest: Due to the sheer volume of the wells being considered here, we are very concerned about the "depletion" effect on the aquifer + (additional pages may be attached to describe nature of the protest) the resulting effects on established wells in the area.
7. What would resolve your protest? Our protest would be resolved by not permitting the drilling of the proposed wells.

I hereby, acknowledge that if I, or my designated representative, fails to appear at any regularly scheduled conference or hearing in the matter of which I have been notified at the address above, the department may issue a notice of proposed default against me in this matter for failure to appear. I also verify that I have served a copy of this protest upon the applicant.

Signed this 30 day of January, 20 05.

Russell Pinterke

Protestant

Protestant's Representative

NOTE:

A protestant is required to timely file a protest with the department together with a \$25.00 protest fee for each application being protested in order for the protestant to be considered a full party by the department. In addition, the department's Rule of Procedure, IDAPA 37.01.01203, requires a protestant to send a copy of a protest to the applicant.

INSTRUCTIONS

1. The matter being protested must be clearly identified. A typical matter is identified by the application number such as "Application for Permit No. _____ in the name of _____" or "Application for Transfer No. _____ in the name of _____."
 2. Show the name of the protestant. Only one (1) protestant may be shown per protest form. If this protest form is signed by more than one person, the hearing officer will consider the first signer as the official protestant and the representative for service of documents.
 3. If the protestant is represented by an attorney or other authorized representative, show the representative's name. The department then will serve documents on the representative and upon the protestant if specifically requested.
 4. Show the address where the department is to serve the documents. This should be the address of the authorized representative unless the protestant does not designate a representative.
 5. Show the telephone number of the authorized representative unless the protestant does not designate a service representative.
 6. Specifically describe the nature of the protest.
 7. Describe the relief being sought by the protestant.
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FOR DEPARTMENT USE ONLY

Received by Christy Phillips Date 1/31/05 Time 2:12 PM
\$25.00 fee Receipted by CP # 5027341 Date 1/31/05